

**ENVIRONMENTAL PROTECTION AGENCY****40 CFR Part 300****[FRL-            ]****National Oil and Hazardous Substances Contingency Plan National  
Priorities List****AGENCY:** Environmental Protection Agency (EPA).**ACTION:** Notice of deletion of Howe Valley Landfill Superfund Site, Hardin County, Kentucky, from the National Priorities List.

**SUMMARY:** The U.S. Environmental Protection Agency (EPA) announces the deletion of the Howe Valley Landfill Superfund Site in Hardin County, Kentucky, from the National Priorities List (NPL), which is Appendix B of 40 CFR Part 300 of the National Oil and Hazardous Substances Contingency Plan (NCP). EPA and the Commonwealth of Kentucky have determined that all appropriate Fund-financed responses under the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA), as amended, have been implemented and that no further cleanup is appropriate. Moreover, EPA and the Commonwealth of Kentucky determined that response actions conducted at the site to date have been protective of public health, welfare, and the environment.

**EFFECTIVE DATE:** August 1, 1996.

**FOR FURTHER INFORMATION CONTACT:**

Nestor Young, Remedial Project Manager, U.S. EPA, Region 4, North Superfund Remedial Branch, 345 Courtland Street, N.E., Atlanta, GA 30365, (404) 347-7791, ext. 2023.

**SUPPLEMENTARY INFORMATION:**

The site to be deleted from the NPL is: Howe Valley Landfill Superfund Site, Hardin County, Kentucky.

A Notice of Intent to Delete for this site was published on March 28, 1996 (FRL-5447-7). The closing date for comments on the Notice of Intent to Delete was April 30, 1996. EPA received one comment letter from the Hardin County Water District No. 2 expressing concern about possible contamination of Boutwell Spring. EPA responded by providing groundwater sampling data that showed that no contaminants are present. This letter and response are available through the EPA Region 4 public docket located at EPA's Region 4 Office, 345 Courtland Street, N.E., Atlanta, Ga., 30365.

EPA identifies sites that appear to present a significant risk to public health, welfare, or the environment and it maintains the NPL as the list of those sites. Any site deleted from the NPL remains eligible for Fund-financed remedial actions in the unlikely event that conditions at the site warrant such action in the future. Section 300.425(e)(3) of the NCP states that Fund-financed actions may be taken at sites deleted from the NPL. Deletion of a site from the NPL does not affect responsible party liability or impede agency efforts to recover costs associated with response efforts.

List of Subjects in 40 CFR Part 300

Environmental Protection, Air Pollution Control, Chemicals, Hazardous Waste, Hazardous Substances, Intergovernmental Relations, Penalties, Reporting and Recordkeeping Requirements, Superfund, Water Pollution Control, and Water Supply

7-11-96

Date



A. Stanley Meiburg  
Deputy Regional Administrator  
U.S. EPA Region 4

For the reasons set out in the preamble, 40 CFR Part 300 is amended as follows:

**Part 300-[Amended]**

The authority citation for Part 300 continues to read as follows:

**Authority:** 42 U.S.C. 9601-9657; 33 U.S.C. 1321(c)(2); E.O. 12777, 56 FR 54757; 3 CFR 1991 Comp., p. 351; E.O. 12580, 52 FR 2923; 3 CFR, 1987 Comp., p. 193.

**Appendix B [Amended]**

2. Table 1 of Appendix B to Part 300 is amended by removing the site Howe Valley Landfill, Hardin County, Kentucky.